

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
Statesville Division

Honorable Laura T. Beyer Presiding

**FRIDAY, JULY 1, 2016**

**Steven G. Tate, Trustee**

**9:30 a.m.**

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|----|----|-----------------|----------|---|
| 1) | 13 | Brian E. O'Dell | 16-50089 | Hearing on debtor's first motion to excuse plan payment (24); Trustee's response (25) |
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BOLGER

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| 2) | 13 | Frankie A. Puckett | 16-50104 | Continued hearing on debtor's objection to claim (37); response [Buket Boucher] (42) |
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| 3) | 13 | Jan R. Wellborn | 14-50580 | 4th continued hearing on order confirming Chapter 13 plan (73) |
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SPERRY

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| 4) | 13 | Matthew A. Hiner<br>Kimberly E. Hiner | 16-50324 | Hearing on debtors' motion to extend the automatic stay (4); Trustee's response (9) |
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| 5) | 13 | Eric L. Herman<br>Deana L. Herman | 15-50474 | Continued hearing on Trustee's motion to dismiss or modify plan for payment default (26) |
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- 6) 13 Madeline F. Cook 14-50703 Continued hearing on Trustee's motion to dismiss for failure of debtor to liquidate property (24)

WILLCOX

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- 7) 13 Celeste B. Orr 15-50344 Hearing on debtor's motion to modify plan (21); Trustee's response (22)

BRUDI

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- 8) 13 Lynne J. Livingston 15-50560 6th continued hearing on Trustee's motion to dismiss for failure to file documents (19)

BRUDI

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- 9) 13 William M. Sigmon  
Jennifer H. Sigmon 11-51512 Hearing on Trustee's motion to deem mortgage current or paid in full (41); response [BB&T] (5/27/2016 doc)

WOOD  
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- 10) 13 Barbara H. Goins 15-50555 2<sup>nd</sup> continued hearing on Trustee's motion to dismiss or modify plan for failure to make plan payments (44)

Hearing on debtor's motion to sell property (55)

WOOD

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| 11) | 13 | Mary Catherine B. Hoke              | 15-50740 | Continued hearing on objection to confirmation of plan [Specialized Loan Servicing, LLC] (18, 16, 15)                                      |
|     |    | WOOD<br>LAMB<br><br>-----           |          |  |
| 12) | 13 | James R. Weikle<br>Sondra S. Weikle | 14-50537 | Hearing on debtors' motion for moratorium (31); Trustee's response (32)  |
|     |    | ELLIOTT<br><br>-----                |          |  |
| 13) | 13 | Thomas B. Gragg<br>Barbara A. Gragg | 14-50672 | 4 <sup>th</sup> continued hearing on Trustee's motion to dismiss or modify plan for payment default (32)                                   |
|     |    | ELLIOTT<br><br>-----                |          |  |
| 14) | 13 | Benny J. West<br>Debra H. West      | 15-50260 | Continued status hearing on order approving debtors' motion to approve loan modification on mortgage (32, 31, 22); Trustee's response (24) |
|     |    | ELLIOTT<br><br>-----                |          |  |
| 15) | 13 | Will R. Fowler                      | 15-50777 | Continued hearing on Trustee's motion to dismiss or modify plan for payment default (20)   |
|     |    | ELLIOTT<br><br>-----                |          |  |

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| 16)      | 13 | Gary L. Steelman<br>Roxanna J. Steelman   | 12-50203 | Hearing on debtors' motion to<br>modify plan (78)   |
| MALLORY  |    |   |          |   |
| -----    |    |   |          |   |
| 17)      | 13 | Randy D. Gobble                           | 15-50013 | 4 <sup>th</sup> continued hearing on Trustee's<br>motion to dismiss or modify plan<br>for payment default (19)                      |
| MALLORY  |    |   |          |   |
| -----    |    |   |          |   |
| 18)      | 13 | Joe L. Steele<br>Carolene W. Steele       | 15-50696 | Continued status hearing on order<br>confirming Chapter 13 plan (12)  |
| MALLORY  |    |   |          |   |
| -----    |    |   |          |   |
| 19)      | 13 | Christopher P. Yankee<br>Kristy A. Yankee | 15-50872 | Continued hearing on Trustee's<br>motion to dismiss or modify plan<br>for payment default (18)                                      |
| MALLORY  |    |   |          |   |
| -----    |    |   |          |   |
| 20)      | 12 | Carl D. Boger                             | 10-51429 | 2 <sup>nd</sup> continued hearing on motion<br>for relief from stay [DLJ Mortgage<br>Capital, Inc.] (79); debtor's response<br>(80) |
| FLIPPIN  |    |   |          |   |
| PINKSTON |    |   |          |   |
| -----    |    |   |          |   |
| 21)      | 13 | Denise L. Bishop                          | 13-50557 | Hearing on debtor's motion to<br>approve settlement to use<br>retirement funds (18)   |
| FLIPPIN  |    |   |          |   |
| -----    |    |   |          |   |
| 22)      | 13 | Johnny C. Combs                           | 13-50718 | Hearing on debtors' motion to   |

Melissa A. Combs

approve settlement (35); Trustee's response (37)

FLIPPIN

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23) 13 Roy G. Johnson  
Linda P. Johnson

15-50053

2<sup>nd</sup> continued hearing on motion to set aside order granting motion for sanctions filed February 17, 2017 [NationStar Mortgage LLC] (42, 40); debtors' response (45)

FLIPPIN  
VAUGHAN

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24) 13 Michael T. Brannock  
Sonyia J. Brannock

15-50424

Continued hearing on debtors' objection to claim (20)

FLIPPIN

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25) 13 Mildred P. Burton

16-50162

Hearing on motion for authority to take appropriate steps to perfect lien [BB&T] (15)

FLIPPIN  
JOHNSON

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26) 13 Terry W. Stamper

10-51114

Continued hearing on motion for relief from stay and co-debtor stay [Nationstar Mortgage, LLC] (78); debtor's response (79)

LUCK  
EMREY

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| 27) | 13 | Carolyn M. Woods                  | 11-50045 | Continued hearing on debtor's motion to modify plan and cancel lien on title (36, 33)  |
|     |    | LUCK                              |          |  |
|     |    | -----                             |          |  |
| 28) | 13 | Kirby B. Lowe                     | 13-50442 | Continued hearing on motion to incur debt and for approval loan modification [Nationstar Mortgage LLC] (62); Trustee's response (63) |
|     |    |                                   |          | Hearing on debtor's objection to claim (65, 64)  |
|     |    | LUCK                              |          |  |
|     |    | MCKEE                             |          |  |
|     |    | -----                             |          |  |
| 29) | 13 | Dean J. Walsh<br>Betty C. Walsh   | 13-50986 | Continued status hearing on consent order modifying plan and mortgage (38, 34)   |
|     |    | LUCK                              |          |  |
|     |    | -----                             |          |  |
| 30) | 13 | Ray M. Blevins<br>Alda B. Blevins | 15-50230 | 8th continued hearing on motion for relief from stay [BB&T] (28); debtors' response (31)   |
|     |    | LUCK                              |          |  |
|     |    | MILLER                            |          |  |
|     |    | -----                             |          |  |
| 31) | 13 | Patricia S. Ladd                  | 15-50417 | Hearing on debtor's motion to modify plan (22); Trustee's response (25)  |
|     |    | LUCK                              |          |  |
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32)	13	Vivian E. Severt	15-50605	Hearing on debtor's motion to reconsider dismissal of case (30, 27); Trustee's response (31)
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33)	13	John M. Parrish Amanda M. Parrish	15-50647	Hearing on Trustee's motion for determination of status of claims in confirmed plan (15); debtor's response (16)
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34)	13	Garry W. Eller Carla R. Eller	16-50218	Hearing on objection to valuation of collateral [Vanderbilt Mortgage and Finance, Inc.] (14, 11)
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FLETCHER

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35)	13	Larry M. Griffin, Jr.	11-51228	Continued hearing on debtor's motion to modify plan (66); Trustee's response (68)
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GOURLEY

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36)	13	William H. Caldwell Vicki B. Caldwell	13-50826	Hearing on Trustee's motion to reconsider order sustaining objection to claim (77, 69)
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37)	13	Gail S. Shumate	15-50173	Continued hearing on motion for relief from stay [Prestige Financial Services, Inc.] (38); debtor's response (39)
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38)	13	Greg M. McCourt	15-50510	7 <sup>th</sup> continued hearing on objection to confirmation of plan [Lisa K. Deaton] (20, 11); debtor's response (27)
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7<sup>th</sup> continued hearing on Trustee's objection to confirmation of Chapter 13 plan and motion to dismiss (23, 11)

6<sup>th</sup> continued hearing on debtor's objection to claim (25); response [USA/IRS] (26)

6<sup>th</sup> continued hearing on debtor's objection to claim (28)

GOURLEY  
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39)	13	June M. Walker	15-50588	Hearing on motion for relief from stay and co-debtor stay [JPMorgan Chase Bank N.A.] (30); debtor's response (31)
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- 40) 13 John B. Setzler 15-50644 Continued hearing on debtor's objection to claim (31)
- GOURLEY  
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- 41) 13 Susan E. Pope 15-50706 Continued hearing on debtors' motion for moratorium (32, 29); Keith L. Pope Trustee's response (30)
- GOURLEY  
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- 42) 13 Christine L. Livengood 15-50719 Hearing on motion for relief from stay [Piedmont Advantage Credit Union] (41); debtor's response (42)
- Hearing on Trustee's motion to dismiss or modify plan for payment default (40)
- GOURLEY  
LAMB  
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- 43) 13 Vickie R. York 16-50009 3rd continued hearing on objection to confirmation of plan [Deutsche Bank National Trust Company] (25, 19)
- GOURLEY  
HUNT  
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- 44) 13 Cynthia A. Smith 16-50056 Continued hearing on debtor's objection to claim (26, 24, 23); response [USA/IRS] (27)
- Continued hearing on objection to confirmation of plan [USA/IRS] (36, 34, 21, 11)
- GOURLEY  
BECK  
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45) 13 Jeffrey A. Cardwell 16-50103 Hearing on debtor's objection to claim (13); response [USA/IRS] (14)

GOURLEY  
BECK

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46) 13 Deborah L. Bass 16-50106 Hearing on debtors' objection to claim (22); response [USA/IRS] (25)  
Kenny R. Bass

GOURLEY  
BECK

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47) 13 Timothy L. Lackey 16-50137 Continued hearing on debtors' objection to claim (12); response [USA/IRS] (16)  
Melissa M. Lackey

GOURLEY  
BECK

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48) 13 David L. Rau 16-50141 Hearing on debtor's objection to claim (15); response [USA/IRS] (17)

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**10:30 a.m.**

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| 49)   | 7  | Gary W. McKinney<br>Elizabeth H. McKinney | 16-50180 | Hearing on debtors' motion to<br>abandon (13)   |
| <br>ELLIOTT<br>HENDERSON, TR.<br><br>-----          |    |   |          |   |
| 50)   | 7  | Robert L. Newman<br>Sharon E. Newman      | 13-50207 | 5 <sup>th</sup> continued hearing on Trustee's<br>objection to claim (27)                                       |
| <br>GRIFFIN<br>TAYLOR, TR.<br>JOHNSTON<br><br>----- |    |   |          |   |
| 51)   | 7  | Northwestern, Inc.                        | 16-50003 | Hearing on Trustee's motion to sell<br>property free and clear of liens<br>363(f) (58); response [USA/IRS] (62) |
| <br>HAY<br>TAYLOR, TR.<br><br>-----                 |    |   |          |   |
| 52)   | 7  | Jan M. Berkowitz                          | 15-50673 | 3rd continued hearing on motion<br>for relief from stay<br>[McGuireWoods LLP] (18); debtor's<br>response (26)   |
| <br>HENDERSON<br>PRYOR<br><br>-----                 |    |   |          |   |
| 53)   | 11 | Kristoffer M. Boschele                    | 15-50825 | Hearing on Chapter 11 disclosure<br>statement (24)  |
| <br>KIGHT<br><br>-----                              |    |   |          |   |

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| 54)   | 7    | Ernest M. Lawson, Jr.<br>Alicia A. Lawson | 14-50024                  | Hearing on Trustee's motion to turnover (83)  |
| <br>KLEIN<br>SHADDOCK/TAYLOR, TR.<br><br>-----                          |      |   |                           |   |
| 55)   | Adv. | Crawford<br>v.<br>Bollinger, et al.       | 13-05032<br>7<br>11-51092 | 7 <sup>th</sup> continued hearing on defendant Clay B. Bollinger's motion to dismiss, or motion to sever and motion for a more definite statement (12); plaintiff's response (20) |
| <br>SHADDOCK/TAYLOR<br>ELLIOTT<br>COOPER<br>WOOD<br>TUTTLE<br><br>----- |      |   |                           |   |
| 56)   | Adv. | Crawford<br>v.<br>Gremillion              | 15-05020<br>7<br>13-50594 | Hearing on plaintiff's third motion to extend discovery period (15)   |
| <br>TAYLOR<br>ARROWOOD/FENNELL<br>CRAWFORD<br><br>-----                 |      |   |                           |   |
| 57)   | 7    | Michael C. West                           | 16-50196                  | Reaffirmation hearing (10, 9)   |
| <br>WOOD<br><br>-----   |      |   |                           |   |

58)	7	Southern Hosiery Mill, Inc.	07-50997	Continued hearing on Trustee's motion to except assets from abandonment (204); response [Tenderfoot Sock Company, Inc.] (210)
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CRAWFORD/SHADDOCK/TAYLOR/RICHMOND, TR.  
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59)	Adv. Warehouse Investments, LLC	16-05006	Hearing on defendant's motion to strike 12(f) (5)
	v.	7	
	Frisbey	15-50841	

GORHAM  
MORGAN  
WRIGHT

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